

Entered - 3-23-01- sb
CL - 01L01877 ALEXIS HOLMES

CLAIM OF: **MARCUS GEWAUN LEE**
61 Dorothy Street, SE
Atlanta, Georgia 30315

01- R-0814

For damages alleged to have been sustained as a result of an unlawful arrest on November 3, 2000 at 1097 Westview Drive, SW Apartment 6.

THIS ADVERSE REPORT IS APPROVED

BY: 
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0187

Date: 5/15/01

Claimant /Victim MARCUS GEWAUN LEE

BY: (Atty)(Ins.) _____

Address: 61 Dorothy Street, SE Atlanta, Georgia 30315

Subrogation _____ Claim for Property damage \$ _____ Bodily Injury \$ Unspecified

Date of Notice: 3/22/01 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 11/3/00 Place: 1097 Westview Drive Apt. 6 Atlanta, GA 30316

Department Police Division: Field Operations Division

Employee involved Officer C. E. Valle Disciplinary Action: _____

NATURE OF CLAIM: The claimant alleges that a City of Atlanta Police Officer wrongfully arrested him after he broke the door and illegally entered the home of Mr. Mack, and was hit on the head by Mr. Mack. It was determined that the police officer had followed correct procedures in regards to this incident. The City is immune from liability as set forth in O.C.G.A. § 36-33-3.

INVESTIGATION:

Statements: City employee _____ Claimant _____ Other _____ Written _____ Oral _____

Pictures _____ Diagrams _____ Reports: Police X Dept Report _____ Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____

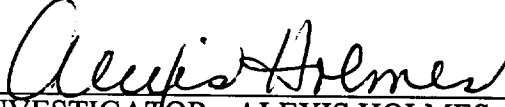
Improper Notice _____ More than Six Months _____ Other X Damages reasonable _____

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

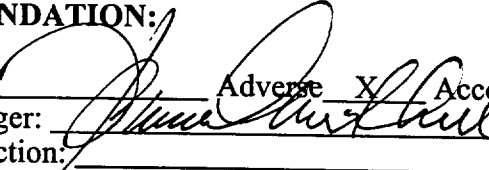
Claimant Negligent _____ City Negligent _____ Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ _____ Adverse X Account charged: 1A01 X 2J01 _____ 2H01 _____

Claims Manager:  Concur/date 05-16-01

Committee Action: _____ Council Action _____

Quanne

Marcus Gewaun Lee

61 Dorothy Street, S.E.
Atlanta, GA 30315
(404) 896-7093

Holmes
03/22/01
[Signature]

City of Atlanta
Law Department
55 Trinity Ave, S.W.
Suite 4100
Atlanta, GA 30335

ENTERED - 3-23-01 - SB
01L0187 - ALEXIS HOLMES

To Whom It May Concern:

This letter is submitted on behalf of Marcus Gewaun Lee (SS# 252-39-9991, DL#042145532). Marcus Lee at this time submit a written demand prerequisite as authorized by the Official Georgia Code Annotated (Section 36-33-5). Marcus Lee will be filing claim for a wrongful arrest made on November 3, 2000.

With Kind Regards,

[Signature]

Marcus G. Lee

01-*R*-0814